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DEPARTMENT OF CONSERVATION AND NATURAL RESOURCES
DIVISION OF ENVIRONMENTAL PROTECTION

333 W. Nye Lane, Room 138
Carson City, Nevada 89706

March 28, 2005

PUBLIC NOTICE OF PROPOSED ACTION

The Administrator, Division of Environmental Protection, Carson City, Nevada is issuing the following notice of proposed action under the Nevada Revised Statutes. The Administrator has received a complete application to modify NDEP Groundwater Discharge Permit NEV2000510 from the following applicant:

Titanium Metals Corporation
8000 West Lake Mead Blvd.
Henderson, NV 89015

The Permittee has applied for modification of an existing groundwater discharge permit to incorporate the operation of a new process wastewater treatment facility, thereby eliminating the use of evaporation ponds in the area of Pabco Road. The modified permit will be a zero-discharge permit. Operation of the facility will result in production of approximately 10 tons/day of a low-moisture filtered solid and approximately 0.049 MGD high TDS liquid waste stream. The solids will be contained within structures to contain any incidental moisture, and will be disposed of at approved facilities off site. The liquid stream will be conducted to onsite evaporation ponds, which are double lined and constructed with leak detection systems.

Permit limitations are designed to protect the water quality of waters of the State of Nevada.

On the basis of preliminary review of the requirements of the Nevada Revised Statutes (NRS), and implementing regulations, the Administrator proposes to modify the permit to discharge, subject to certain effluent limitations and special conditions.

Persons wishing to comment upon or object to the proposed determinations by the Administrator regarding permit issuance, or request a hearing pursuant to the Nevada Administrative Code, Water Pollution Control, should submit their comments or request, in writing, within thirty (30) days of the date of newspaper publication, hand-delivered or postmarked no later than 5:00 P.M. on April 28, 2005, either in person or by mail to:

Department of Conservation and Natural Resources
Division of Environmental Protection
Bureau of Water Pollution Control
333 West Nye Lane
Carson City, Nevada 89706-0851

Comments and/or hearing requests received via facsimile or e-mail before 5:00 P.M. April 28, 2005 will also be accepted. All requests for hearings must indicate the interest of the person filing the request and the reason(s) why a hearing is warranted. All comments or objections received within the thirty (30) day comment period will be considered in the formulation of final determinations regarding the application. If written comments indicate a significant degree of public interest in the proposed permit, the Administrator shall hold a public hearing. The public notice of such hearings will be issued not less than thirty (30) days prior to the public hearing date. If no hearing is held and the determinations of the Administrator are substantially changed from the tentative determinations, the Administrator will give public notice of the revised determinations. Additional comments and objections will be considered at that time.

The application, proposed permit, comments received, and other information are on file and may be copied or copies may be obtained by writing to the above address or by contacting Janine Hartley, Bureau of Water Pollution Control at (775) 687-9458, or at jhartley@ndep.nv.gov. The office facsimile number is (775) 687-4684. This notice and the Fact Sheet for this facility are also available on the NDEP website at www.ndep.nv.gov/admin/public.htm.

Please bring the foregoing notice to the attention of all persons whom you know would be interested in this matter.